

CHAPTER 1 QUESTIONS

Multiple Choice

- 1) This refers to a collection of different institutions and individuals who are typically involved in the processing of criminal cases.
 - a. Court System
 - b. Criminal Justice System
 - c. Police Department
 - d. Law Firms

- 2) What is a rule of conduct promulgated and enforced by the government?
 - a. Bail
 - b. Jurisdiction
 - c. Law
 - d. Jury Decision

- 3) What defines offenses against the community at large, regulates how suspects are investigated, charged and tried, and establishes punishments for convicted offenders?
 - a. Civil Law
 - b. Court Jurisdiction
 - c. Due Process
 - d. Criminal Law

- 4) Name the parties to a criminal law case.
 - a. Government and Defendant
 - b. Plaintiff and Defendant
 - c. Individual and Individual
 - d. Government and State

- 5) Name the party that initiates a civil lawsuit.
 - a. Accuser
 - b. District Attorney
 - c. Government
 - d. Plaintiff

- 6) What is the standard of proof needed in a criminal law case?
 - a. Preponderance of the Evidence
 - b. Sufficient Proof
 - c. Beyond a Reasonable Doubt
 - d. Flawless Evidence

- 7) What are the protections provided to people by law when they are involved in legal disputes with the government?
 - a. Civil Rights

- b. Due Process
 - c. *Miranda* Rights
 - d. Appeals
- 8) What is the underlying presumption in a case under the Due Process Model?
- a. Presumption of Innocence
 - b. Presumption of Guilt
 - c. Presumption of Facts
 - d. No presumption is made
- 9) Which branch of government is responsible for the creation of most of U.S. criminal law?
- a. Legislative
 - b. Executive
 - c. Judicial
 - d. Administrative
- 10) What types of tasks do criminal paralegals typically perform?
- a. Appearing in court for initial plea
 - b. Review witness statements, respond to discovery, and organize trial documents
 - c. Set fees for representation of a defendant
 - d. Pleas bargain with the other side
- 11) How do attorneys become federal judges?
- a. Election at the local level
 - b. Election at the federal level
 - c. Appointment by the President with approval of the U.S. Senate
 - d. Presidential appointment
- 12) The victim impact statement is given at which stage of the criminal justice process?
- a. Arraignment
 - b. Preliminary Hearing
 - c. Closing Statements
 - d. Sentencing Hearing
- 13) Law enforcement personnel are required to inform criminal suspects of their right to be represented by an attorney and to remain silent if they are in custody due to the case of *Miranda v. _____*?
- a. Ohio
 - b. Virginia
 - c. Arkansas
 - d. Arizona
- 14) What is the key in the relationship between a paralegal and an attorney?
- a. Time Management
 - b. Supervision

- c. Reliability
 - d. Honesty
- 15) In a bench trial, who determines whether the defendant is guilty or not guilty?
- a. Jury
 - b. Panel of 3 judges
 - c. Vote by peers
 - d. 1 judge

True/False Variations of Multiple Choice

- 1) The criminal justice system refers to a collection of different institutions and individuals who are typically involved in the processing of criminal cases.
- 2) Jurisdiction is a rule of conduct promulgated and enforced by the government.
- 3) Laws can apply to the conduct of individuals as well as to the conduct of governments.
- 4) Civil Law is defined as an offense against the community at large.
- 5) The plaintiff and a defendant are the parties involved in a criminal law case.
- 6) The plaintiff is the party that initiates a civil lawsuit.
- 7) Preponderance of the evidence is needed to win a criminal law case.
- 8) Guilty criminal defendants are ordered to pay damages to the person they harmed.
- 9) The purpose of the criminal law is to make the injured person whole.
- 10) Due process is a general description of the protections provided to people by law when they are involved in legal disputes with the government.
- 11) The underlying presumption in a case under the Crime Control Model is the presumption of innocence.
- 12) Once a criminal defendant is found not guilty, he cannot be sued in a civil case for the same offense.
- 13) Even though an individual may be harmed during the commission of a crime, the victim in a criminal prosecution is society as whole.
- 14) The victim impact statement is given during the sentencing hearing.
- 15) Law enforcement personnel are required to inform criminal suspects of their right to be represented by an attorney and to remain silent if they are in custody due to the case of *Miranda v. Ohio*.
- 16) A Court decides what constitutes the practice of law based on a case-by-case basis.
- 17) Supervision is the key factor in the relationship between a paralegal and an attorney.
- 18) A criminal paralegal may assist the supervising lawyer in evaluating potential jurors.
- 19) In a bench trial, a jury decides whether a defendant is guilty or not.

- 20) The Fifth Amendment to the U.S. Constitution creates a right to a public trial by an impartial jury in federal criminal cases.